CHAPTER xliii.

An Act to authorise the Pontypridd Waterworks Company to make new Waterworks; to extend their limits of supply; to raise more money; and for other purposes. A.D. 1875.

[14th June 1875.]

WHEREAS by "The Pontypridd Waterworks Act, 1864," (in this Act called "the Act of 1864,") the Pontypridd Waterworks Company (in this Act called "the Company") were incorporated, and were authorised to make and maintain waterworks and to supply with water the town of Pontypridd, and certain parishes adjacent thereto, in the county of Glamorgan: 27 & 28 Vict. c. xxxvi.

And whereas by the Act of 1864 the share capital of the Company was fixed at the sum of six thousand pounds, and three thousand five hundred pounds, part thereof, was divided into three thousand five hundred shares of one pound each, and was appropriated to the several persons and corporations who immediately before the passing of that Act were holders of the then existing shares in the capital of the Pontypridd Waterworks Company (Limited), which was dissolved by the Act of 1864; and the Company were authorised to raise the rest of the said capital of six thousand pounds by new ordinary or preference shares of not less than ten pounds each, and to borrow on mortgage sums not exceeding in the whole one thousand five hundred pounds:

And whereas the whole of the Company's said share capital of six thousand pounds has been issued and is fully paid up, but the Company's power of borrowing has been exercised to the extent of five hundred pounds only, which sum is now owing by them on mortgage:

And whereas it is expedient that the Company be authorised to construct the additional reservoir and the conduits or lines of pipes herein-after described:

And whereas it is expedient that the limits within which the Company may supply water be extended:

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And whereas it is expedient to make further provision for regulating the supply and preventing the waste and misuse of the water supplied by the Company:

And whereas it is expedient that the Company be authorised to raise more money by the creation of shares or stock, and by borrowing on mortgage, and to apply their profits in manner by this Act provided:

And whereas plans and sections showing the lines and levels of the proposed works, and the lands to be taken for the purposes of this Act, and books of reference to those plans containing the names of the owners or reputed owners, lessees or reputed lessees, and occupiers of those lands, have been deposited with the clerk of the peace for the county of Glamorgan, and those plans, sections, and books of reference are in this Act referred to as the deposited plans, sections, and books of reference:

And whereas the objects aforesaid cannot be effected without the authority of Parliament:

May it therefore please Your Majesty that it may be enacted; and be it enacted by the Queen's most Excellent Majesty, by and with the advice and consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the authority of the same, as follows:

Short title.

1. This Act may be cited for all purposes as "The Pontypridd Waterworks Act, 1875."

Recited Act and this Act construed as one Act.

2. The Act of 1864, as varied by this Act, and this Act shall be read and construed and shall have effect as if they were one Act.

Provisions of certain general Acts incorporated.

3. "The Lands Clauses Consolidation Acts, 1845, 1860, and 1869," "The Waterworks Clauses Act, 1847," "The Waterworks Clauses Act, 1863," the provisions of "The Companies Clauses Consolidation Act, 1845," with respect to the several matters following, (that is to say,) the distribution of the capital of the Company into shares, the transfer or transmission of shares, the payment of subscriptions and the means of enforcing the payment of calls, the forfeiture of shares for the nonpayment of calls, the remedies of creditors of the Company against the shareholders, the borrowing of money by the Company on mortgage or bond, the conversion of the borrowed money into capital, the consolidation of the shares into stock, the general meetings of the Company, and the exercise of the right of voting by the shareholders, the making of dividends, the giving of notices, and the provision to be made for affording access to the special Act; Parts I., II., and III. of "The Companies Clauses Act, 1863," relating respectively to cancellation and surrender of shares, to additional capital, and to

debenture stock, "The Companies Clauses Act, 1869," and the provisions of "The Railways Clauses Consolidation Act, 1845," with respect to the temporary occupation of lands near the railway during the construction thereof, shall, except where expressly varied by or inconsistent with this Act, be incorporated with and form part of this Act; and the Acts and parts of Acts so incorporated are in this Act referred to as the "incorporated Acts." And the said provisions of "The Railways Clauses Consolidation Act, 1845," shall be read so as to apply only to the reservoir by this Act authorised, and the works immediately connected therewith, and as if such reservoir was therein referred to instead of "the railway," and as if the boundaries of the said reservoir were therein mentioned instead of "the centre of the railway," and the prescribed limits shall be two hundred yards from the margin of the reservoir.

Interpretation of terms.

4. In this Act—

The several words and expressions to which meanings are assigned by the incorporated Acts shall have the same respective meanings:

In this Act, and for the purposes of this Act, or the incorporated Acts—

The expression "superior courts," or "courts of competent jurisdiction," or any other like expression, shall be read and have effect as if the debt or demand with respect to which the expression is used were a simple contract debt and not a debt or demand created by statute, and the word "share" includes stock other than debenture stock;

unless in any of the before-mentioned cases there be something in the subject or context repugnant to such construction.

Extension of limits of supply.

5. The limits within which the Company may supply water shall extend to and include (in addition to the town and parishes within the limits of the Act of 1864) so much of the Rhondda Vach Valley below and to the south of the reservoir by this Act authorised as is situate in the parish of Ystradyfodwg, in the county of Glamorgan; and also so much of the Rhondda Vawr Valley as is situate in the said parish on the north side of the river Rhondda Vawr to the east of a line drawn from the point of junction of the Frwdamws Brook with the said river to the north-east end of the present fence dividing a field called Cae Mawr, numbered 134 on the tithe map of the said parish of Ystradyfodwg, from another field called Caiabach, numbered 140 on the same map; and the Company may, for the purposes of such supply, exercise within such extended limits the same powers as they are authorised to exercise within the limits of the Act of 1864.

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Power to make reservoir and works according to deposited plans.

6. Subject to the provisions of this Act, the Company may make and maintain, in the lines and according to the levels shown on the deposited plans and sections, the reservoir and conduits or lines of pipes herein-after described, together with all proper approaches, sluices, valves, filter beds, tanks, engines, telegraph wires, apparatus, and conveniences connected therewith or incident thereto respectively, and may enter upon, take, and use for the purposes of this Act all or any of the lands delineated on the deposited plans and described in the deposited book of reference required for the purposes of the said reservoir and conduits or lines of pipes.

The reservoir and conduits or lines of pipes by this Act authorised and herein-before referred to are the following; (that is to say,)

(1.) A reservoir to be situate on the Rhondda Vach River, about four hundred and fifty yards from and to the north of the junction of the Fforch Brook or stream with that river:

(2.) A conduit or line of pipes (in this Act called Conduit No. 1), commencing in the southern side of the said reservoir, and terminating at a point adjoining the Rhondda Vach River near and to the south of the junction of the Fforch Brook with that river:

(3.) A conduit or line of pipes (in this Act called Conduit No. 2), commencing at the point of termination of Conduit No. 1, and terminating in the road leading from Porth to Ferndale near the bridge over the Rhondda Vach branch of the Taff Vale Railway:

(4.) A conduit or line of pipes (in this Act called Conduit No. 3), commencing at the point of termination of Conduit No. 2, and terminating in the road leading from Ferndale to Pontypridd, near the Rheola Inn.

Limits of deviation.

7. In the construction of the works by this Act authorised the Company may deviate laterally from the lines thereof as shown on the deposited plans to the extent of the limits of lateral deviation marked thereon, and where on any road no such limits are shown the boundaries of that road shall be deemed to be such limits, and they may deviate vertically from the limits shown on the deposited sections with reference to the datum line in the case of the reservoir to any extent not exceeding three feet upwards or ten feet downwards, and in the case of other works to any extent not exceeding three feet upwards or seven feet downwards: Provided always, that if the Company deviate upwards from the height shown on the deposited sections of the embankment of the reservoir by this Act authorised, they shall construct such embankment with an additional thickness at the base of five feet for every foot of additional height, but nothing in this section shall exempt the Company from any of

the provisions of "The Waterworks Clauses Act, 1863," with respect to the security of the reservoirs constructed by the undertakers; provided also, that the Company shall not, in exercise of the power of lateral deviation hereby given, construct any embankment or retaining wall of the said reservoir of a greater height above the general surface of the ground than that shown on the deposited sections with respect to the corresponding embankment or wall and three feet in addition.

Power to Company to impound waters.

8. The Company may take, divert, and impound into and in the reservoir, conduits or lines of pipes, and works by this Act authorised, the waters of the Rhondda Vach River, and all other streams and springs within the limits of deviation defined on the deposited plans.

For protection of the owner or owners of the Mardy Farm.

9. For the protection of the owner or owners for the time being of the Mardy Farm, the following provisions shall have effect; (that is to say,)

(1.) The Company shall not, without the previous consent in writing of the owner or owners for the time being of the Mardy Farm, take any more land, part of that farm, than is required for the reservoir and embankment shown on the deposited plans further than fifteen yards in horizontal extent beyond the limits of such reservoir and embankment as shown on those plans:

(2.) For the purpose of making and maintaining Conduit No. 1 by this Act authorised, the Company shall have the right to take an easement only in, through, or over the said farm, and shall not for the purpose of such conduit, without the previous consent in writing of the owner or owners for the time being of the said farm, acquire the ownership or right to the surface of any part of the said farm: Provided that the engineer, workmen, and servants of the Company shall at all reasonable times have free and uninterrupted access to the said conduit for the purposes of inspecting, repairing, and altering the same; making good all damage caused by so doing:

(3.) If by reason of any work, operation, or omission of the Company any leakage or percolation of water shall take place into the mineral workings under the said farm, the Company shall, at their own expense in all things, upon receiving notice thereof, execute all works and do all acts which may be necessary for the prevention of such leakage or percolation, and shall pay to such owner or owners compensation for all damage caused thereby:

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(4.) The Company shall not by virtue of this Act acquire any right to the minerals below the surface under or adjacent to the reservoir by this Act authorised, except on the terms herein-after expressed; that is to say, if in the progress of the working of the minerals under or adjacent to such reservoir the Company shall be advised that the continuance of such working would cause risk of percolation or leakage, or otherwise imperil such reservoir, they may give notice accordingly to such owner or owners as aforesaid, or his or their agent, and shall thereupon be entitled to acquire the minerals under or adjacent to the said reservoir, the working of which may be considered dangerous by the Company, on such terms of payment (including payment for any obstruction to underground access) as in case of difference shall be settled by an arbitrator to be appointed as herein-after mentioned:

(5.) Before the Company commence the construction of the said Conduit No. 1 through the said Mardy Farm, they shall deliver to the owner or owners thereof for the time being, or his or their agent, a plan, section, and description of such conduit, and shall make any alteration therein within their authorised powers of deviation that shall be reasonably required by the said owner or owners; and if after the first construction of the said Conduit No. 1 it shall be considered by the owner or owners for the time being of the said Mardy Farm to obstruct or prevent the formation of any roads or works intended to be constructed by him or them, the Company shall, at the request of such owner or owners, shift and alter the same conduit to such a position as shall be desired by him or them, being within the Company's authorised powers of deviation, and so as not to interfere with the flow of water through the same conduit: Provided that one equal fourth part of the money expended by the Company in such shifting or alteration shall be repaid to them by such owner or owners:

(6.) The Company shall, as soon as they have constructed the reservoir and conduit No. 1 by this Act authorised, supply with water, and at all times keep supplied, all pit engine boilers now being or hereafter to be erected upon the said Mardy Farm in the Rhondda Vach Valley below the level of the said reservoir, without charge to the owner or owners for the time being of that farm: Provided that for the purpose of such supply of water the Company may

make use of any streams or water upon the said farm not used by the owner or owners thereof for other purposes:

(7.) If any dispute or difference shall at any time arise between the Company and the owner or owners for the time being of the said Mardy Farm as to the construction or effect, or the performance or observance of any of the provisions of this section, or any matter connected therewith, the same shall be determined by an arbitrator to be appointed by the parties in difference, or (if for fourteen days after such dispute or difference arises the said parties do not agree upon an arbitrator) by the Board of Trade, upon the application in writing of both or either of the parties in difference, and the decision of every such arbitrator (by whomsoever appointed) shall be binding and conclusive upon the parties in difference, and the costs of the arbitration shall be in his discretion.

Powers for compulsory purchases limited.

10. The powers of the Company for the compulsory purchase of lands for any of the purposes of this Act shall not be exercised after the expiration of three years after the passing of this Act.

Owners may grant easements.

11. The persons empowered by "The Lands Clauses Consolidation Act, 1845," and "The Lands Clauses Consolidation Acts Amendment Act, 1860," respectively, to sell or convey or lease lands, shall, subject to the provisions of those Acts respectively, have full power to grant to the Company in fee, either absolutely or in consideration of any yearly or other rent, any easement, right, privilege, power, or authority (not being an easement, right, privilege, power, or authority in respect of water) in, over, or affecting any lands by this Act authorised to be purchased by the Company compulsorily, and which the Company from time to time think requisite for any of the purposes of this Act.

Application of Lands Clauses Act, 1860, to easements.

12. For the purposes of this Act the provisions of "The Lands Clauses Consolidation Acts Amendment Act, 1860," with respect to lands and rentcharges, shall extend and apply to easements and rentcharges granted or reserved by grants of easements under this Act.

Period for completion of reservoir

13. If the reservoir and works by this Act authorised to be constructed are not completed within seven years from the passing of this Act, then on the expiration of that period the powers by this Act granted to the Company for making and completing the reservoir and works, or otherwise in relation thereto, shall cease to be exercised, except as to so much thereof as is then completed.

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Power to acquire additional lands by agreement.

14. In addition to the lands which the Company are by this Act authorised to purchase compulsorily, they may from time to time, by agreement, purchase, either absolutely or in consideration of any yearly or other rent, any additional quantity of land, not exceeding in the whole ten acres, or any easement or right, not being an easement or right of water, over such additional lands, which they may from time to time think requisite for any of the purposes of their undertaking, under the Act of 1864 or this Act.

Power to Company to raise additional capital.

15. The Company may, in addition to the capital authorised by the Act of 1864, from time to time raise any new capital, not exceeding in the whole thirty thousand pounds, by the issue, at their option, of new ordinary shares or new preference shares, or partially by either of those modes; but the Company shall not issue any share of less nominal value than ten pounds, nor shall any share vest in the person or corporation accepting the same unless and until a sum not being less than one fifth of the amount of such share shall have been paid in respect thereof.

New shares to be subject to the same incidents as other shares.

16. Except as by this Act otherwise provided, the new shares created by the Company under this Act, and the holders thereof respectively, shall be subject and entitled to the same powers, provisions, liabilities, rights, privileges, and incidents whatsoever in all respects as if that capital were part of the now existing capital of the Company of the same class or description, and the new shares were shares in that capital.

As to votes in respect of preferential shares.

17. Except as otherwise expressly provided by the resolution creating the same, no person shall be entitled to vote in respect of any new shares to which a preferential dividend shall be assigned.

Dividends on additional capital limited.

18. The Company shall not in any one year make out of their profits any larger dividend on the additional share capital to be raised under the powers of this Act than at the rate of seven pounds in respect of every one hundred pounds actually paid up of such capital as shall be issued as ordinary capital, or at the rate of six pounds in respect of every one hundred pounds actually paid up of such capital as shall be issued as preference capital.

Existing share capital converted into stock.

19. Subject to the provisions of "The Companies Clauses Consolidation Act, 1845," the share capital of six thousand pounds authorised by the Act of 1864 is hereby converted into capital stock, which shall be appropriated and belong to the several persons and corporations who immediately before the passing of this Act were the holders of such share capital, in proportion to and substitution for the shares therein held by them respectively.

Application of profits.

20. The net profits of the Company shall be applied as follows:

1st, in payment of interest or dividend on any preference shares which may be at any time created under the powers of the Act of 1864 or this Act;

2ndly, in payment of a dividend at the rate of five per cent. per annum on the share capital of six thousand pounds created by the Act of 1864;

3rdly, in payment of a dividend at the rate of five per cent. per annum on the additional share capital of thirty thousand pounds created by this Act;

4thly, in payment rateably of a further dividend at the rate of two per cent. per annum on the said share capitals of six thousand pounds and thirty thousand pounds;

5thly, in payment of a further dividend at the rate of three per cent. per annum on the said share capital of six thousand pounds.

Power to borrow.

21. The Company may (in addition to the sums of money which they are empowered to borrow under the Act of 1864) from time to time borrow on mortgage any sums not exceeding in the whole the sum of seven thousand five hundred pounds, and the Company may, when five thousand pounds of the said additional capital has been from time to time bonâ fide issued and accepted, and one half thereof has been paid up, borrow on mortgage any sum or sums not exceeding in the whole twelve hundred and fifty pounds, and when and as each further sum of five thousand pounds of the said additional capital has been bonâ fide issued and accepted, and one half the amount thereof respectively has been paid up, the Company may borrow on mortgage such further sum or sums of money, not exceeding in the whole twelve hundred and fifty pounds in respect of each such five thousand pounds; but in none of the before-mentioned cases shall any part of the said respective sums be borrowed until the Company have proved to the justice who is to certify under the fortieth section of "The Companies Clauses Consolidation Act, 1845," before he so certifies, that the whole of the portion of capital in respect of which the Company propose to exercise the power of borrowing hereby granted has been issued and accepted and that one half thereof has been paid up, and that not less than one fifth part of the amount of each separate share in such capital has been paid on account thereof before or at the time of the issue or acceptance thereof, and that such portion of capital was issued and accepted bonâ fide and is held by the persons or corporations to whom the same was issued, or their executors, administrators, successors, or assigns, and also that such

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persons or corporations, their executors, administrators, successors, or assigns, are legally liable for the same; and upon production to such justice of the books of the Company, and of such other evidence as he shall think sufficient, he shall grant a certificate that the proof aforesaid has been given, which shall be sufficient evidence thereof.

As to conversion of borrowed money into capital.

22. The Company shall not have power to raise the money by this Act authorised to be borrowed on mortgage, or any part thereof, by the creation of shares or stock instead of borrowing, or to convert into capital the amount borrowed under the provisions of this Act, unless in either case all dividends upon the shares or stock, whether ordinary or preferential, are limited to a rate not exceeding five pounds per centum per annum.

Arrears may be enforced by appointment of a receiver.

23. The mortgagees of the Company may enforce payment of arrears of interest or principal, or principal and interest, due on their mortgages by the appointment of a receiver. In order to authorise the appointment of a receiver in respect of arrears of principal, the amount owing to the mortgagees by whom the application for a receiver is made shall not be less than one tenth of the amount which the Company are for the time being authorised to borrow on mortgage.

Debenture stock.

24. The Company may create and issue debenture stock, subject to the provisions of Part III. of "The Companies Clauses Act, 1863;" but, notwithstanding anything therein contained, the interest of all debenture stock at any time created and issued by the Company shall rank pari passu with the interest of all mortgages at any time after the passing of this Act granted by the Company, and shall have priority over all principal moneys secured by such mortgages.

Priority of existing mortgages.

25. All mortgages granted by the Company in pursuance of the Act of 1864, and subsisting at the passing of this Act, shall, during the continuance of such mortgages, have priority over any mortgages granted by virtue of this Act.

Priority of mortgages over other debts.

26. All money raised or to be raised by the Company on mortgage or debenture stock under the provisions of this Act shall have priority against the Company, and the property from time to time of the Company, over all other claims on account of any debts incurred or engagements entered into by them after the passing of this Act: Provided always, that this priority shall not affect any claim against the Company or their property in respect of any rent-charge granted or to be granted by them in pursuance of "The Lands Clauses Consolidation Act, 1845," or "The Lands Clauses Consolidation Acts Amendment Act, 1860," or in respect of any

rent or sum reserved by or payable under any lease granted or made to the Company in pursuance of any Act relating to the Company which is entitled to rank in priority to or pari passu with the interest on their mortgage or debenture stock, nor shall anything in this section contained affect any claim for land taken, used, or occupied by the Company for the purposes of the Company's undertaking and works, or injuriously affected by the construction thereof, or by the exercise of any powers conferred upon the Company.

Application of money raised under this Act.

27. All moneys which the Company are by this Act authorised to raise by new shares, debenture stock, or mortgage, shall be applied only to the purposes of the Act of 1864 and this Act, or one of them.

Altering qualification of directors.

28. With regard to the qualification of directors of the Company, section twenty-five of the Act of 1864 shall, from and after the passing of this Act, be read and construed as if the shares in that section mentioned were therein expressed to be shares of not less than ten pounds each.

Company to give constant supply of water.

29. Section forty-five of the Act of 1864 is hereby repealed, and from and after the expiration of eighteen months from the passing of this Act the Company shall be bound to provide a constant supply of water according to the provisions of "The Waterworks Clauses Act, 1847": Provided that the Company shall not be compelled to supply water at a greater height or pressure than that at which it can be supplied from their authorised reservoirs and conduits.

Power for Company to make regulations for preventing waste of water.

30. Subject to the provisions of this Act, the Company may from time to time make and enforce such regulations as they may find expedient for preventing the waste, misuse, or contamination of water; and among other things may prescribe the size, nature, make, strength, and arrangement of the pipes, cocks, cisterns, meters, and other apparatus used for the purposes of the supply, and in the event of any such regulations not being observed by any person having or requiring a supply of water, the Company may refuse to supply water, or may cut off the water supplied to him, unless and until the regulations be complied with: Provided that no such regulations shall have any force or effect until approved by the Local Government Board.

As to supply of water by measure.

31. The Company may supply water by measure, provided that no water meter, nor any index thereto, whether supplied by the Company or the consumer, shall at any time or times be altered or repaired, connected or disconnected, except under the direction or with the consent of the Company or their manager, and

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every person offending against this enactment shall for every such offence forfeit to the Company a sum not exceeding five pounds.

Water for other than domestic purposes.

32. The Company may supply any person with water for other than domestic purposes on such terms as he and the Company agree. Notwithstanding any such agreement no person shall be entitled to such a supply whenever and as long as the same would interfere with the proper supply of water for domestic purposes. Every such agreement may be determined by the Company on one month's notice in writing.

Company not bound to supply water in certain cases.

33. No person shall be entitled to require, nor shall the Company be bound to supply, any dwelling-house with water (otherwise than by meter or special agreement) where any part of such dwelling-house is used for any trade or business purpose for which water is required.

Power to remove pipes and fittings.

34. The Company, after forty-eight hours notice in writing, under the hand of the secretary or some other officer of the Company, to the occupier, or if there be no occupier, then to the owner or lessee, of any building or lands in which any pipe, meter, or fitting belonging to the Company is laid or fixed, and through or in which the supply of water is from any cause other than the default of the Company discontinued, may enter such building or lands between the hours of ten in the morning and four in the afternoon, or at any other time with the authority in writing of a justice (which authority any justice is hereby empowered to grant), for the purpose of removing, and may remove every such pipe, meter, and fitting, repairing all damage caused by such entry or removal; and every such notice shall be served by being delivered to the person for whom it is intended, or left at his usual or last-known place of abode or business in England, or if such person or his usual place of abode or business in England is not known to the Company after proper inquiry, then by being affixed on some conspicuous part of such building or lands.

Company's officers to enter buildings.

35. The Company's manager or other officer duly appointed for the purpose by the Company may, between the hours of ten of the clock in the forenoon and four of the clock in the afternoon, enter any building or place supplied with water by the Company and inspect the meters, pipes, fittings, and apparatus for regulating the supply of water, and see whether they are in good repair, and if such manager or other officer at any such time be refused admittance into such premises for the purposes aforesaid, or be prevented from making such examination, the occupier of such premises shall for every such offence forfeit to the Company a sum not exceeding five

pounds, or instead of proceeding for such penalty the Company may cut off the supply of water to such premises.

Penalty for interfering with Company's pipes without notice to Company.

36. Any person who shall make any connexion with any of the pipes of the Company, or shall make any addition to or alteration in any of the service pipes connected therewith, without giving forty-eight hours previous notice in writing to the Company, stating particulars of such proposed connexion, addition, or alteration, shall for every such offence forfeit to the Company a sum not exceeding five pounds.

Owners of small houses let as separate tenements to pay water rates.

37. The owners of all houses or parts of houses occupied as separate tenements, and respectively not exceeding the yearly value of ten pounds, and the owners of all such houses or parts of houses respectively exceeding the yearly value of ten pounds, if let for a less period than from year to year, shall, during such time as such houses or parts of houses are supplied with water by the Company, be liable to the payment of the rates chargeable in respect thereof under the Act of 1864 or this Act, instead of the occupiers thereof, and the person receiving the rent of any such house or part of house from the occupier or occupiers thereof, on his own account or as agent or receiver for any person interested therein, shall for that purpose be deemed the owner of such house or part of house.

Notices to Company.

38. A notice to the Company from a consumer for any purpose shall not be of any effect unless it is in writing, and is left at the principal office for the time being of the Company, between the hours of ten in the morning and four in the afternoon.

Liability to water rent, &c. not to disqualify justice, &c.

39. No justice or judge of any county court shall be disqualified from acting in the execution of this Act by reason of his being liable to any water rent or charge under this Act.

Expenses of Act.

40. All costs, charges, and expenses of and incident to the applying for, obtaining, and passing of this Act, or otherwise in relation thereto, shall be paid by the Company.

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